

STATE OF NEW HAMPSHIRE
BOARD OF PHARMACY

March 16, 2005

A regular meeting of the New Hampshire Board of Pharmacy was held on **March 16, 2005** at the Board office, 57 Regional Drive, Concord, New Hampshire. The meeting was **called to order at 9:08 a.m.** with President Margaret E. Hayes presiding.

I. ROLL CALL - AGENDA REVIEW - ANNOUNCEMENTS

PRESENT

Margaret E. Hayes, President
George L. Bowersox, Treasurer
Vahrij Manoukian, Member
Ronald L. Petrin, Member

ALSO PRESENT

Paul G. Boisseau,
Executive Secretary
Peter A. Grasso,
Chief Compliance Investigator

ABSENT

Kristina Genovese, Vice-President
Sandra B. Keans, Secretary

II. REVIEW OF ACTION ITEMS

A. **Medication Assistance Programs**

- Survey results. Pending.

B. **ROI 01/05; 02/05; 03/05; and 04/05.**

- Sent to AG's Office (APU) on February 2, 2005. Pending.

III. REVIEW/ADOPTION OF MINUTES

- None

IV. LICENSING

A. **Pharmacist**

Reinstatement

MCCORMICK, T. Shawn
336 Pittsfield Road
Loudon, NH 03307

Motion (Manoukian/Bowersox) to unconditionally reinstate License No. 2331 pursuant to a Settlement Agreement accepted by the Board on March 21, 2000. Voted (unanimous).

B. Pharmacy Technician

1. Voluntary Surrender

(a) MAKRIS, Stacey

Alton, NH

NH Registration No. PT3568

Case File: ROI 08/05

Motion (Manoukian/Petrin) to accept the voluntary surrender of Ms. Makris' NH pharmacy technician registration effective immediately. Voted (unanimous).

(b) Milano, Kathleen A.

Hudson, NH

NH Registration No. PT0386

Case File: ROI 09/05

Motion (Manoukian/Petrin) to accept the voluntary surrender of Ms. Milano's NH pharmacy technician registration effective immediately. Voted (unanimous).

C. Pharmacy

1. Change of Location

CVS PHARMACY #1004

State Line Plaza, Route 28

Salem, NH 03079

TO

517 South Broadway

Salem, NH 03079

Pharmacist-In-Charge: Richard A. Dinsmore, R.Ph
NH License No. R1333

Application complete.

Motion (Petrin/Bowersox) to approve the relocation of CVS Pharmacy #1004 to 517 South Broadway, Salem, NH and to grant licensure effective upon the successful completion of a site inspection by the Compliance Unit. Voted (unanimous).

2. Extension-of-Time

NEW HAMPSHIRE VETERANS HOME

139 Winter Street
Tilton, NH 03276

Pharmacist-In-Charge: **Melanie C. Fifield, R.Ph.**

NH License No. 2527

Corporate Office/Supervisor: **Jamie L. Dall**

Business Administrator

Application reviewed and accepted by the Board on October 27, 2004.

Motion (Manoukian/Bowersox) to approve a request for a 60-day extension-of-time relative to the site inspection [according to Ph 305.02(a)] due to construction and/or other delays. Extension is valid through May 17, 2005 and is granted on the condition that no changes to the pharmacy area have occurred, or are intended to occur, pursuant to the schematics as approved by the Board on October 27, 2004. Voted (unanimous).

V. COMPLIANCE UNIT

A. **Activity Report**

- February 2005

Motion (Manoukian/Bowersox) to accept the report as submitted. Voted (unanimous).

VI. NEW BUSINESS

A. **Ph 303.02 – NH Code of Administrative Rules**

- Request for Review and Clarification.
- Tabled to April 20, 2005 Board meeting.

B. **Anthem Blue Cross and Blue Shield – OTC Pilot Program**

- On behalf of BC/BS, Mr. Robert S. Lenza, R.Ph. presented Anthem's proposed pilot OTC program which will provide for partial payment of certain OTC products for eligible Anthem subscribers.

Although the program appears to be viable and advantageous to selected subscribers, the Board, nevertheless, does not feel that there is enough information at this point in order to render a valid opinion. Of particular concern is the possible liability that pharmacists may be subject to pursuant to the "labeling" ("relabeling") of OTC drug products, as well as causing a prescription (document) and prescription/document number to be issued by pharmacists and memorialized in the patient's profile. Accordingly, and for informational purposes only, the Board does encourage Anthem to provide it with periodic updates as the pilot program evolves.

C. Continuing Education Audit 2005

Motion (Petrin/Bowersox) to accept the 20% random audit (conducted February 22, 2005) of all pharmacists who have renewed their licenses for calendar year 2005, yielding 377 registrants subject to audit of continuing education completed in 2004. Voted (unanimous).

D. Adoption of Rules

Motion (Bowersox/Petrin) to adopt Ph 201 through 208 – Practice and Procedure; Ph 209 – Explanation of Adopted Rules and various provisions of Ph 300 through Ph 700 – Expired Rules Governing the Practice of Pharmacy and Pharmacists. Voted (unanimous).

Note: All referenced rules, noted above, are effective as of March 26, 2005.

-Ph 201-208 have no expiration date(s) pursuant to RSA 541-A:17, II.

-Ph 209 will next expire March 26, 2013.

-Ph300-700 (various provisions) will next expire March 26, 2013.

E. Pharmacist Ethics

- Valley News article – February 27, 2005.
Tabled to April 20, 2005 Board meeting.

VII. ADJOURNED 1:30 P.M.

Respectfully submitted,

Paul G. Boisseau, R.Ph.
Executive Secretary
FOR THE BOARD